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6 Attorneys for Plaintiff
7 North American Company For Life and
Health Insurance

8 UNITED STATES DISTRICT COURT
9 SOUTHERN DISTRICT OF CALIFORNIA

10 NORTH AMERICAN COMPANY FOR
11 LIFE AND HEALTH INSURANCE,

12 Plaintiff,

13 vs.

14 MICHAEL L. PHILPOT, an individual,
15 VIRGINIA B. HIRSH, an individual,
16 JOHN B. KUYKENDALL, an individual,
RENE ALEJANDRO LACAPE, an
individual , C. RICHIE MCNAMEE, an
individual and HECTOR PAEZ VALDEZ,
an individual, — Defendants.

17 No.: 08 CV 0270 BEN NLS

18 **PROOF OF SERVICE OF
19 SUMMONS ON HECTOR VALDEZ**

<p>Attorney or Party without Attorney: MILES M. COOLEY, Bar #206783 REED SMITH LLP 355 S. GRAND AVE. SUITE 2900 LOS ANGELES, CA 90071 Telephone No: 213-457-8000 FAX No: 213-457-8080</p>		<p>For Court Use Only</p>			
<p>Attorney for: Plaintiff</p>		<p>Ref. No. or File No.:</p>			
<p>Insert name of Court, and Judicial District and Branch Court: United States District Court Southern District Of California</p>					
<p>Plaintiff: NORTH AMERICAN COMPANY FOR LIFE AND HEALTH INSURANCE Defendant: MICHAEL L. PHILPOT, ET AL.</p>					
<p>PROOF OF SERVICE SUMMONS IN A CIVIL</p>		<p>Hearing Date:</p>	<p>Time:</p>	<p>Dept/Div:</p>	<p>Case Number:</p>
					<p>08 CV 0270 BEN NLS</p>

1. *At the time of service I was at least 18 years of age and not a party to this action.*
2. I served copies of the SUMMONS IN A CIVIL ACTION; COMPLAINT; CIVIL CASE COVER SHEET; PLAINTIFF NORTH AMERICAN COMPANY FOR LIFE AND HEALTH INSURANCE'S RICO CASE STATEMENT PURSUANT TO SOUTHERN DIST. LR 11.1; PLAINTIFF NORTH AMERICAN COMPANY FOR LIFE AND HEALTH INSURANCE'S NOTICE OF PARTIES WITH FINANCIAL INTEREST
3. *a. Party served:* **HECTOR P. VALDEZ**
b. Person served: **JANE "DOE", OCCUPANT (REFUSED TO GIVE HER NAME)**
HISPANIC, FEMALE, 5'5", 180 LBS, RED HAIR, 51 YEARS OLD
SERVED UNDER F.R.C.P. RULE 4.
4. *Address where the party was served:* **30859 BOW BRIDGE DRIVE**
MURRIETA HOT SPRINGS, CA 92563
5. *I served the party:*
b. by substituted service. On: Sun., Mar. 16, 2008 at: 11:07AM by leaving the copies with or in the presence of:
JANE "DOE", OCCUPANT (REFUSED TO GIVE HER NAME)
HISPANIC, FEMALE, 5'5", 180 LBS, RED HAIR, 51 YEARS OLD
SERVED UNDER F.R.C.P. RULE 4.
(3) (physical address unknown)Usual Place of Mailing Competent Member of the Household over 18. I informed him or her of the general nature of the papers.
(4) A declaration of mailing is attached.
7. *Person Who Served Papers:*
a. DENECIA JANUARY
b. FIRST LEGAL INVESTIGATIONS
301 CIVIC CENTER DRIVE WEST
SANTA ANA, CA 92702
c. (714) 550-1375
- d. *The Fee for Service was:*
e. I am: (3) registered California process server
(i) Owner
(ii) Registration No.: 834
(iii) County: Riverside

8. *I declare under penalty of perjury under the laws of the State of California and under the laws of the United States Of America that the foregoing is true and correct.*

Date:Tue, Mar. 18, 2008

Attorney or Party without Attorney: MILES M. COOLEY, Bar #206783 REED SMITH LLP 355 S. GRAND AVE. SUITE 2900 LOS ANGELES, CA 90071 Telephone No: 213-457-8000 FAX: No: 213-457-8080		For Court Use Only	
		Ref. No or File No.:	
Insert name of Court, and Judicial District and Branch Court: United States District Court Southern District Of California			
Plaintiff: NORTH AMERICAN COMPANY FOR LIFE AND HEALTH INSURANCE Defendant: MICHAEL L. PHILPOT, ET AL.			
AFFIDAVIT OF REASONABLE DILIGENCE		Hearing Date:	Time:
		Dept/Div:	Case Number: 08 CV 0270 BEN NLS

1. I, DENECIA JANUARY, and any employee or independent contractors retained by FIRST LEGAL INVESTIGATIONS are and were on the dates mentioned herein over the age of eighteen years and not a party to this action. Personal service was attempted on Defendant HECTOR P. VALDEZ as follows:
2. **Documents:** **SUMMONS IN A CIVIL ACTION; COMPLAINT; CIVIL CASE COVER SHEET; PLAINTIFF NORTH AMERICAN COMPANY FOR LIFE AND HEALTH INSURANCE'S RICO CASE STATEMENT PURSUANT TO SOUTHERN DIST. LR 11.1; PLAINTIFF NORTH AMERICAN COMPANY FOR LIFE AND HEALTH INSURANCE'S NOTICE OF PARTIES WITH FINANCIAL INTEREST.**

Day	Date	Time	Location	Results
Wed	03/12/08	7:47pm	Usual	NO ANSWER AT DOOR. Attempt made by: DENECIA JANUARY. Attempt at: 30859 BOW BRIDGE DRIVE MURRIETA HOT SPRINGS CA 92563.
Thu	03/13/08	6:20pm	Usual	NO ANSWER AT DOOR. Attempt made by: DENECIA JANUARY. Attempt at: 30859 BOW BRIDGE DRIVE MURRIETA HOT SPRINGS CA 92563.
Sat	03/15/08	2:56pm	Usual	NO ANSWER AT DOOR. Attempt made by: DENECIA JANUARY. Attempt at: 30859 BOW BRIDGE DRIVE MURRIETA HOT SPRINGS CA 92563.
Sun	03/16/08	11:07am	Usual Place of	Substituted Service on: HECTOR P. VALDEZ Usual Place of Mailing - 30859 BOW BRIDGE DRIVE MURRIETA HOT SPRINGS, CA. 92563 by Serving: JANE "DOE", OCCUPANT (REFUSED TO GIVE HER NAME) HISPANIC, FEMALE, 5'5", 180 LBS, RED HAIR, 51 YEARS OLD SERVED UNDER F.R.C.P. RULE 4. Competent Member of the Household over 18. Served by: DENECIA JANUARY
Mon	03/17/08			Mailed copy of Documents to: HECTOR P. VALDEZ

3. **Person Executing**
 - a. DENECIA JANUARY
 - b. FIRST LEGAL INVESTIGATIONS
301 CIVIC CENTER DRIVE WEST
SANTA ANA, CA 92702
 - c. (714) 550-1375
4. *I declare under penalty of perjury under the laws of the State of California and under the laws of the United States Of America that the foregoing is true and correct.*

Recoverable Costs Per CCP 1033.5(a)(4)(B)
d. The Fee for service was:
e. I am: (3) registered California process server
 (i) Employee
 (ii) Registration No.: 834
 (iii) County: Riverside

<i>Attorney or Party without Attorney:</i> MILES M. COOLEY, Bar #206783 REED SMITH LLP 355 S. GRAND AVE. SUITE 2900 LOS ANGELES, CA 90071 <i>Telephone No:</i> 213-457-8000 <i>FAX No:</i> 213-457-8080		<i>For Court Use Only</i>	
<i>Attorney for: Plaintiff</i> <i>Insert name of Court, and Judicial District and Branch Court:</i> United States District Court Southern District Of California		<i>Ref. No or File No.:</i>	
<i>Plaintiff:</i> NORTH AMERICAN COMPANY FOR LIFE AND HEALTH INSURANCE <i>Defendant:</i> MICHAEL L. PHILPOT, ET AL.			
PROOF OF SERVICE By Mail	<i>Hearing Date:</i>	<i>Time:</i>	<i>Dept/Div:</i>
			<i>Case Number:</i> 08 CV 0270 BEN NLS

1. I am over the age of 18 and not a party to this action. I am employed in the county where the mailing occurred.
2. I served copies of the SUMMONS IN A CIVIL ACTION; COMPLAINT; CIVIL CASE COVER SHEET; PLAINTIFF NORTH AMERICAN COMPANY FOR LIFE AND HEALTH INSURANCE'S RICO CASE STATEMENT PURSUANT TO SOUTHERN DIST. LR 11.1; PLAINTIFF NORTH AMERICAN COMPANY FOR LIFE AND HEALTH INSURANCE'S NOTICE OF PARTIES WITH FINANCIAL INTEREST
3. By placing a true copy of each document in the United States mail, in a sealed envelope by **First Class** mail with postage prepaid as follows:
 - a. Date of Mailing: Mon., Mar. 17, 2008
 - b. Place of Mailing: SANTA ANA, CA 92702
 - c. Addressed as follows:
 HECTOR P. VALDEZ
 30859 BOW BRIDGE DRIVE
 MURRIETA HOT SPRINGS, CA 92563
4. I am readily familiar with the business practice for collection and processing of correspondence as deposited with the U.S. Postal Service on Mon., Mar. 17, 2008 in the ordinary course of business.
5. *Person Serving:*
 - a. SOPHIA G. MURILLO
 - b. FIRST LEGAL INVESTIGATIONS
 301 CIVIC CENTER DRIVE WEST
 SANTA ANA, CA 92702
 - c. (714) 550-1375Recoverable Cost Per CCP 1033.5(a)(4)(B)
 - d. *The Fee for Service was:*
 - e. I am: Not a Registered California Process Server

8. *I declare under penalty of perjury under the laws of the State of California and under the laws of the United States Of America that the foregoing is true and correct.*

Date: Tue, Mar. 18, 2008